



12-7-07

Attorney Docket No. 02-033

1/11/07 28868

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of: Hannu Ensio JOKINEN

: Confirmation No.: 8519

Serial No.: 10/537,849

: Art Unit.: 2886

Filed: 06/08/2005

: Examiner: Sang H. Nguyen

Title: A METHOD FOR POSITIONING A MEASURING DEVICE EMITTING AND RECEIVING
OPTICAL RADIATION FOR MEASURING WEAR IN THE LINING OF A CONTAINER

Mail Stop AMENDMENT

Commissioner for Patents

P.O. Box 1450

Alexandria, Virginia 22313-1450

EXPRESS MAIL CERTIFICATE

Express Mail label number: **EQ 519995719 US**

Date of Deposit:

I hereby certify that the following papers are being deposited with the United States Postal Service "Express Mail Post Office to Addressee" service under 37 CFR 1.10, on the date indicated above and is addressed to the Commissioner for Patents, P.O. Box 1450, Alexandria, Virginia 22313-1450:

- Information Disclosure Statement Transmittal Letter (3 pages – in duplicate)
- Information Disclosure Statement (2 pages)
- Information Disclosure Statement by Applicant (PTO/SB08A) (1 page)
- Information Disclosure Statement by Applicant (PTO/SB08B) (1 page)
- Express Mail Certificate (1 page)
- Return Receipt Postcard

Total pages deposited (including this page): **11 pages**

Date: *December 6, 2007*

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Express Mail Label: EQ519995719

Attorney Docket No.: DN 02-033

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Re Application of: Hannu Ensio JOKINEN

Confirmation No.: 8519

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Examiner: Sang H. Nguyen

For: A METHOD FOR POSITIONING A MEASURING DEVICE EMITTING AND RECEIVING OPTICAL RADIATION FOR MEASURING WEAR IN THE LINING OF A CONTAINER

I hereby certify that this correspondence is being deposited with the United States Postal Service on the date shown below with sufficient postage as "Express Mail Post Office to Addressee" Mailing Label Number **EQ519995719** to Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450

December 6, 2007
Date
Kari Clayton
Kari Clayton

INFORMATION DISCLOSURE STATEMENT TRANSMITTAL LETTER

Mail Stop AMENDMENT
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Sir:

Enclosed herewith is an Information Disclosure Statement pursuant to 37 CFR.
§ 1.56 in connection with the above-identified application, which statement is being filed:

- ☐ Together with the present application.
- ☐ Before the first Office Action on the merits or three (3) months from the filing date of this application, whichever occurs last. **[37 CFR § 1.97(b)]**
- ☒ After the first Office Action on the merits, but before a Final Office Action under §1.113 or Notice of Allowance under §1.311, whichever occurs first. **[37 CFR § 1.97(c)]**
- ☐ After a Final Office Action under §1.113 or Notice of Allowance under §1.311, but prior to or with payment of the Issue Fee. **[37 CFR § 1.97(d)]**

Consistent with Applicant's obligations pursuant to 37 CFR §§1.97 and 1.98, the following requirements have been met:

☐ No separate requirements are needed.

☐ No additional fee is required.

☒ **Fee Under 37 CFR § 1.97(c)**

The fee of \$180.00 for submission of an IDS under § 1.97(c) as set forth in § 1.17(p) accompanies this statement.

☐ **Fee Under 37 CFR § 1.97(d)**

The fee of \$180.00 for submission of an information disclosure statement under § 1.97(d) set forth in § 1.17(p) accompanies this statement.

☐ **Certification Under 37 CFR § 1.97(e)**

- ☐ Each item of information contained in this statement was cited in a communication from a foreign patent office in a counterpart foreign application not more than three months prior to the filing of this statement; or
- ☐ No item of information contained in this statement was cited in a communication from a foreign patent office in a counterpart foreign application, and, to the knowledge of the person signing the statement after making reasonable inquiry, no item of information contained in this statement was known to any individual designated in §1.56(c) more than three months prior to the filing of this statement.

Provision of Copies of References

☒ Copies of cited references which are U.S. Patents or U.S. Patent Application Publications are not required for this application, which has a filing date after June 30, 2003 (1276 OG 55, 5 August 2003).

☐ A copy of each of the references listed on the attached Form PTO-1449 is enclosed herewith and forms a part hereof.

☐ Partial Translations of References are enclosed herewith and form a part hereof.

- ☐ A copy of the European Search Report from a corresponding or related EPO application is enclosed herewith.
- ☒ A copy of the International Search Report from a corresponding or related PCT application is enclosed herewith.

Identification of Prior Application(s) In Which Listed Information Was Already Cited And For Which No Copies Are Submitted Or Need Be Submitted

- ☒ The Commissioner is hereby authorized to charge any fees associated with this communication or credit any overpayment to Deposit Account No. **13-3639**. A duplicate copy of this transmittal is attached.

Respectfully submitted,

DATE: December 6, 2007

Derek S. Jessen
Derek S. Jessen
Registration No. 48,213
Attorney for Applicant

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Practitioner's Docket No. DN 02-033

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of: Hannu Ensio JOKINEN

Confirmation No.: 8519

Application No.: 10/537,849

Art Unit: 2886

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Examiner: Sang H. Nguyen

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Commissioner for Patents

P.O. Box 1450

Alexandria, VA 22313-1450

INFORMATION DISCLOSURE STATEMENT

Sir:

In the interest of full disclosure, the following items are herewith identified in accordance with 37 C.F.R. §§ 1.56, 1.97, and 1.98 for consideration by Examiner. The filing of this Information Disclosure Statement shall not be construed to be an admission that the information cited in the statement is, or is considered to be, material to the patentability as defined in § 1.56(b).

FOREIGN PATENT DOCUMENTS

German Patent Publication DE 198 08 462 published on September 23, 1999 in German. For relevancy, the document is cited as an "A" reference in the International Search Report for patent family member WO2004/053427 and an English abstract is attached.

OTHER DOCUMENTS

International Search Report dated November 5, 2004 of International Patent Publication WO2004/053427 published June 24, 2004 in English which is a patent family member of the present application.

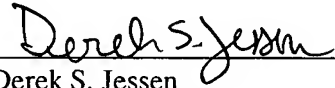
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Practitioner's Docket No. DN 02-033

The requirements specified by MPEP 609A(3) and C.F.R. § 1.98 are considered to have been satisfied.

Respectfully submitted,

A handwritten signature in black ink, reading "Derek S. Jessen", is written over a horizontal line.

Derek S. Jessen
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